

LOUISIANA GAMING CONTROL BOARD

Minutes of May, 19, 2003

The Louisiana Gaming Control Board held a meeting on Monday, May 19, 2003, 10:00 a.m., at the LaSalle Building, 617 N. Third Street, Baton Rouge. Present at this meeting were: Hillary J. Crain, Chairman; Robert M. Fleming, Vice-Chairman; James G. Boyer, Secretary/Treasurer; Gen. Sherian Cadoria, Dennis Kinchen, Dudley Lastrapes, Marcia Morgan and Kelly Simoneaux. Absent was board member Rupert Richardson and ex-officio members, Col. Terry Landry, and Sec. Cynthia Bridges.

The meeting was called to order. It was moved by Gen. Cadoria to waive the reading and approve the minutes of the April meeting. That motion was seconded by Sec. Boyer and unanimously approved by the Board.

Ms. Donna Jackson, State Police Gaming Audit Division, presented the revenue reports for the riverboats, landbased casino, and slots at the tracks. Ms. Racquel Francis with the State Police Audit Division, reported on the employee numbers and salaries for the landbased casino, and Ms. Donna Stevens, also with the Audit Division, reported on the statistics for video poker.

Mr. Young Bonner, Asst. Attorney General in the Gaming Division, reported on the statutory compliance reports for Boyd Racing, L.L.C d/b/a Delta Downs. He stated that Delta Downs was not in compliance with their statutory employment numbers for Louisiana employees and that administrative action would be forthcoming.

The Board acted on the request by PNK, Lake Charles for approval of contracts in connection with their Lake Charles project. Following discussion, it was moved by Sec. Boyer to approve the contracts as revised. That motion was seconded by Mr. Lastrapes and unanimously approved by the Board.

Sec. Boyer also moved to approve the request of PNK for an extension of 10 days after receipt of the Corps Permit to execute the approved contracts, an additional 10 days after that for placement of the performance bonds, and then 30 days after that for commencement of construction. If construction has not commenced by July 15, 2003 PNK will be required to request additional extensions on that date. That motion was also seconded by Mr. Lastrapes and unanimously approved by the Board.

The Board acted on a request by Harrah's Entertainment, Inc. for approval of a new \$2 billion Credit Facility. Ms. Lonna Willingham, auditor with State Police, and Ms. Ann Neeb, Asst. Attorney General, addressed the Board with reference to this issue.

Following discussion, it was moved by Ms. Morgan to approve the new credit facility. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

The Board acted on the following truckstop applications:

1. **McDonald & Robichaux, Inc. d/b/a Adventure Truck Plaza & Casino - No. 2900513361** - Motion to approve the application by Gen. Cadoria. That motion was seconded by Sec. Boyer and unanimously approved by the Board.
1. **Jalou Downs, L.L.C. d/b/a Delta Downs Motor Inn - No. 1000513266** - Motion by Sec. Boyer to approve the change of ownership. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.
1. **Jalou Diamond, L.L.C. d/b/a Cajun Casino - No. 5000513263** - Motion by Mr. Kinchen to approve the change of ownership. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.
1. **Jalou Magic, L.L.C. d/b/a Nevada Magic Casino - No. 1000513267** - Motion by Gen. Cadoria to approve the change of ownership. That motion was seconded by Mr. Lastrapes and unanimously approved by the Board.
1. **Goldmine Truck Stop & Casino, L.L.C d/b/a Goldmine Truck Stop & Casino - No. 4903512969** - Motion by Mr. Lastrapes to approve the application. That motion was seconded by Sec. Boyer and unanimously approved by the Board.

Mr. Tom Warner, Asst. Attorney General in the Gaming Division, addressed the Board with reference to rulemaking. Mr. Warner suggested that the agenda be amended. He stated that one version of the agenda was posted without including the section on rulemaking. It was moved by Vice-Chairman Fleming to amend the agenda. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

It was moved by Gen. Cadoria to institute rule-making procedures to amend rules LAC 42:VII, IX, XIII.2901, Code of Conduct of Licensees and Permittees (Casino Operator and Casino Manager); 42:VII.2915, IX.2935, XIII.2915, Methods to Prevent Minors from the Gaming Area (Age Restrictions for the Casino); 42:VII, XI, XIII.4209, Approval of New Electronic Gaming Devices; 42:IX.4103, Enforcement Actions of the Board (Section 2935); and to Repeal 42:XIII.3304 B., Surveillance Personnel Employment Provisions. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

The Board acted on Proposed Settlements/Appeals in the following:

Numbers 1 - 12 were acted on in globo because they all dealt with licensees not including the toll-free telephone number of the National Council on Problem Gambling in any advertisement of its gaming activities or establishments and were each assessed a \$250.00 penalty. It was moved by Ms. Morgan to approve the settlement in each case. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

1. **In Re: Michael Pierrotti d/b/a One Eye Jacks - No. 2702109751**
2. **In Re: Cody Enterprises, Inc. d/b/a Calcasieu Exxon - No. 1001512817**
3. **In Re: Food-N-Fun, Inc. d/b/a The Big Easy Express - No. 5002110772**

4. **In Re: Michael Pierrotti d/b/a Neptune's - No. 2702210894**
5. **In Re: T.B. Guillory, Inc. d/b/a King's 190 Truck Stop - No. 4900500884A**
6. **In Re: M. LeBlanc Co., Inc. d/b/a Moss' Place - No. 4900112094**
7. **In Re: PJ's Country Quik Shop, Inc., d/b/a Lucky Spot Lounge - No. 5000111584**
8. **In Re: Ortego Oil & Supply Co., Inc. d/b/a Beau Chene Truckstop - No. 4907507873**
9. **In Re: OM Operating, L.L.C. d/b/a 167 Truckstop & Rest. - No. 4900512751**
10. **In Re: OM Operating, L.L.C. d/b/a Four Deuces Truckstop & Casino - No. 0109512950**
11. **In Re: CEFRV, Inc. d/b/a Rainbow Daiquiri - No. 5002112467**
12. **In Re: Lobdell Ventures, L.L.C. d/b/a Henderson Travel Plaza - No. 5000512562A**

13. **In Re: Argosy Gaming Company - No. CGD010034** - Motion by Sec. Boyer to approve the \$25,000.00 settlement. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

14. **In Re: Ewing's of New Roads, Inc. d/b/a La Express BBQ - No. 6100210703** - Motion by Ms. Morgan to approve the \$500.00 settlement. That motion was seconded by Mr. Lastrapes and unanimously approved by the Board.

15. **In Re: P.A.C.L., Inc. - No. 2600612529** - Motion by Mr. Lastrapes to lift the suspension, reinstate the license and approve a \$250.00 settlement. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

There being no public comments, it was moved by Ms. Morgan to adjourn the meeting. That motion was seconded by Vice-Chairman Fleming and unanimously approved by the Board.

The meeting was adjourned.